

**PROPERTY TAX APPEAL BOARD'S DECISION**

APPELLANT: Kenneth J. Chadwick  
DOCKET NO.: 04-20313.001-C-1  
PARCEL NO.: 15-04-209-012-0000

The parties of record before the Property Tax Appeal Board are Kenneth J. Chadwick, the appellant; and the Cook County Board of Review.

The subject property consists of a 52,190 square foot parcel that is zoned industrial. The property is located Melrose Park, Proviso Township, Cook County.

The appellant in this appeal contends the market value of the subject property is not accurately reflected in its assessed valuation. In support of this argument the appellant submitted an appraisal estimating the subject property had a market value of \$140,000 as of January 1, 2002. The appellant also submitted information disclosing the property in this appeal was the subject matter of an appeal before the Property Tax Appeal Board the prior year under Docket No. 03-22997.001-C-1. In that appeal, the Property Tax Appeal Board issued a decision based upon an agreement of the parties reducing the subject's total assessment to \$50,400. The appellant further indicated on the appeal form the subject property had a total assessment of \$61,751, which reflects a market value of approximately \$162,500 using the 36% level of assessments for class 5B industrial property as provided in the Cook County Real Property Assessment Classification Ordinance. Based on this evidence the appellant requested the subject's total assessment be reduced to \$50,400.

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Based on the facts and exhibits presented, the Property Tax Appeal Board hereby finds a reduction in the assessment of the property as established by the Cook County Board of Review is warranted. The correct assessed valuation of the property is:

LAND:	\$	45,555
IMPR.:	\$	4,845
TOTAL:	\$	50,400

Subject only to the State multiplier as applicable.

The board of review did not submit its "Board of Review Notes on Appeal" or any evidence in support of its assessed valuation of the subject property.

After reviewing the record and considering the evidence, the Property Tax Appeal Board finds that it has jurisdiction over the parties and the subject matter of this appeal. The Board further finds the evidence in the record supports a reduction in the subject's assessment.

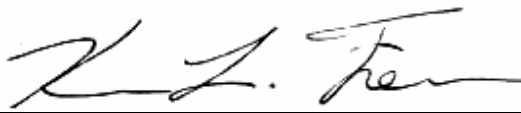
The appellant contends the market value of the subject property is not accurately reflected in its assessed valuation. When market value is the basis of the appeal the value of the property must be proved by a preponderance of the evidence. National City Bank of Michigan/Illinois v. Illinois Property Tax Appeal Board, 331 Ill.App.3d 1038 (3<sup>rd</sup> Dist. 2002). The Board finds the appellant met this burden of proof and a reduction in the subject's assessment is warranted.

The appellant submitted an appraisal estimating the subject property had a market value of \$140,000 as of January 1, 2002. The appellant also submitted a copy of a decision issued by the Property Tax Appeal Board for the prior year under Docket No. 03-22997.001-C-1. In that appeal, the Property Tax Appeal Board issued a decision based upon an agreement of the parties reducing the subject's total assessment to \$50,400. The subject property had a total assessment of \$61,751 reflecting a market value of approximately \$162,500 using the 36% level of assessments for class 5B industrial property as provided in the Cook County Real Property Assessment Classification Ordinance. The subject's assessment reflects a value greater than the appraised value presented in the appellant's appraisal. The board of review did not submit any evidence in support of its assessment of the subject property or to refute the appellant's argument as required by Section 1910.40(a) of the rules of the Property Tax Appeal Board. The Board has examined the information submitted by the appellant and finds that it supports a reduction in the assessed valuation of the subject property.

This is a final administrative decision of the Property Tax Appeal Board which is subject to review in the Circuit Court or Appellate Court under the provisions of the Administrative Review Law (735 ILCS 5/3-101 et seq.) and section 16-195 of the Property Tax Code.



Chairman



Member



Member

Member

Member

DISSENTING: \_\_\_\_\_

C E R T I F I C A T I O N

As Clerk of the Illinois Property Tax Appeal Board and the keeper of the Records thereof, I do hereby certify that the foregoing is a true, full and complete Final Administrative Decision of the Illinois Property Tax Appeal Board issued this date in the above entitled appeal, now of record in this said office.

Date: February 29, 2008



Clerk of the Property Tax Appeal Board

**IMPORTANT NOTICE**

Section 16-185 of the Property Tax Code provides in part:

"If the Property Tax Appeal Board renders a decision lowering the assessment of a particular parcel after the deadline for filing complaints with the Board of Review or after adjournment of the session of the Board of Review at which assessments for

the subsequent year are being considered, the taxpayer may, within 30 days after the date of written notice of the Property Tax Appeal Board's decision, appeal the assessment for the subsequent year directly to the Property Tax Appeal Board."

In order to comply with the above provision, YOU MUST FILE A PETITION AND EVIDENCE WITH THE PROPERTY TAX APPEAL BOARD WITHIN 30 DAYS OF THE DATE OF THE ENCLOSED DECISION IN ORDER TO APPEAL THE ASSESSMENT OF THE PROPERTY FOR THE SUBSEQUENT YEAR.

Based upon the issuance of a lowered assessment by the Property Tax Appeal Board, the refund of paid property taxes is the responsibility of your County Treasurer. Please contact that office with any questions you may have regarding the refund of paid property taxes.